

REMARKS

The Examiner has made a Requirement for Restriction among Groups I-VI. The Examiner has taken the position that the claims that define inventions which are not so linked as to form a single general inventive concept under PCT Rule 13.1.

Accordingly, and in response to the Restriction Requirement made by the Examiner, the Applicant hereby elects, without traverse, Group V, i.e., claim 19 drawn to intermediate compounds of Formula 5 (2-hydroxyimino-3-oxopropionitrile).

This election is made without prejudice to the right of the Applicant to file one or more divisional applications upon the non-elected subject matter, if desired, pursuant to the provisions of 35 U.S.C. 121.

The Examiner's statement that if the elected product is found to be allowable, then the process of making the product will be examined along with the elected invention commensurate in scope therewith; page 4, penultimate paragraph of the Office Action.

Favorable action on the merits of the elected invention is respectfully requested.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Raymond C. Stewart, (Registration No 21,066) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

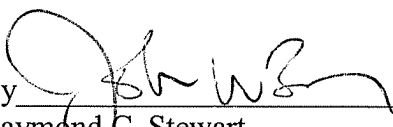
Application No.: 10/500,599

Docket No.: 0283-0195PUS1

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: March 26, 2007

Respectfully submitted,

By  #32,981
Raymond C. Stewart
Registration No.: 21,066
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Road
Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(703) 205-8000
Attorney for Applicant